



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/857,348	07/24/2001	Fredrik Persson	43315-212951	3135
26694	7590	05/20/2009		
VENABLE LLP P.O. BOX 34385 WASHINGTON, DC 20043-9998			EXAMINER MACARTHUR, VICTOR L	
			ART UNIT 3679	PAPER NUMBER
			MAIL DATE 05/20/2009	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address : COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09857348	7/24/01	PERSSON ET AL.	43315-212951

VENABLE LLP
P.O. BOX 34385
WASHINGTON, DC 20043-9998

EXAMINER

VICTOR MACARTHUR

ART UNIT	PAPER
----------	-------

3679

20090518

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

2nd Notification of Non-Compliant Appeal Brief (NO NEW TIME PERIOD).

The Appeal Brief filed on 3/19/2009 remains defective for reasons previously stated in the Office Action mailed 2/17/2009.

To avoid dismissal of the appeal, applicant must file an amended brief or other appropriate correction. THE TIME PERIOD FOR RESPONSE CONTINUES TO RUN FROM THE MAILING DATE OF THE LAST NOTICE (i.e., 2/17/2009).

As stated in the previous notice in boxes 3 and 4:

At least one amendment (filed 7/7/08) has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 DFR 41.37(c)(1)(iv)).

The Summary of Claimed Subject Matter section of the brief fails to: (1) identify, for each independent claim involved in the appeal and for each independent claim argued separately, every means plus function (i.e., "driving means" of claims 38 and 39) and step plus function under 35 U.S.C. 112, sixth paragraph, and (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function (i.e., "driving means" of claims 38 and 39) with reference to the specification by page and line number, and to the drawings by reference characters (37 CFR 41.37©(1)(v)).

/Victor MacArthur/
Primary Examiner, Art Unit 3679